



Image

1646

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

RAO et al.

Serial No.: 09/922,604

Filed: August 2, 2001

Atty. File No.: 4172-36

For: "METHOD OF SYNTHESIZING
DIKETOPIPERAZINES"

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Group Art Unit: 1646

Examiner:

RESPONSE TO SPECIES ELECTION
REQUIREMENT

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS
FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO
COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA VA 22313-1450 ON JANUARY 7, 2004.

SHERIDAN ROSS P.C.

BY: 

Dear Sir:

In response to the species election date December 23, 2003, Applicants provide the following response. For examination purposes, Applicants hereby elect the compound wherein R1 is - CH_2COR_3 , R2 is the side chain of alanine, and R3 is OH.

With regard to the Examiner's species election requirement, Applicants note that such a requirement is primarily, if not solely, intended to facilitate a search by the Examiner. Applicants note that the Examiner is obligated to examine the generic claims and submit that the scope of the claims of the present invention is not limited to the elected species.

No fees are believed to be due in connection with this Response. In the event that fees are due, please debit Deposit Account No. 19-1970.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: 

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Date: Jan. 7, 2004